CP 1641 WP

BOX SEQ

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Keith G. Weinstock, Craig Deloughery and David Bush

Application No.:   09/252,691   Group Art Unit: 1641   **RECEIVED**

Filed: February 18, 1999   Examiner: V. Portner   FEB 0 2 2000

For: Nucleic Acid and Amino Acid Sequences Relating to
               Enterobacter cloacae for Diagnostics and Therapeutics

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TRANSMITTAL OF SUPPLEMENTAL SEQUENCE LISTING AND RESPONSE TO NOTICE TO COMPLY UNDER 37 C.F.R. §§1.821-1.825

Box Sequence

Assistant Commissioner for Patents
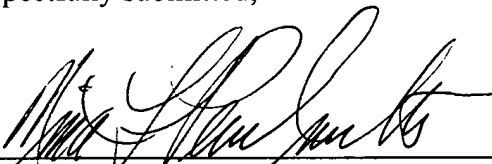
Washington, D.C. 20231

Sir:

This Supplemental Sequence Listing is submitted in response to the Notice to Comply with Sequence Rules 37 C.F.R. §§1.821-1.825 attached thereto, mailed from the Patent Office on 15 September 1999, a copy of which is attached.

Applicant's Attorney requests a 4-month extension of time to respond to the Notice. A Petition for the Extension and the appropriate fees are being filed concurrently.

Transmitted herewith is a copy of the "Supplemental Sequence Listing" in computer readable form as required by 37 C.F.R. §1.821(e). As required by 37 C.F.R. §1.821(g) Applicants state that the submission includes no new matter.

Respectfully submitted,

By_____
Nina L. Pearlmutter, Esq.
Registration No. 35, 639
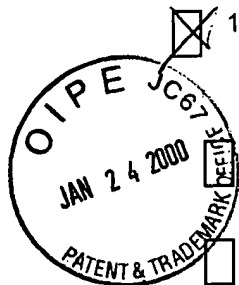Telephone (781) 398-2508
Facsimile (781) 398-2607

Waltham, Massachusetts 02453
Dated: January 19, 2000

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.

☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).

☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).

☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."

☒ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).

☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).

☐ 7. Other: _____

Applicant Must Provide:

☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".

☐ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.

☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216
For CRF Submission Help, call (703) 308-4212
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